

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2678 - SB 2604

February 6, 2012

SUMMARY OF BILL: Declares a defendant who is unlawfully present in the United States and has committed certain enumerated traffic violations to be deemed a risk of flight for bail purposes. Authorizes a court clerk to set bail for such defendants at a higher amount than is normally permitted.

ESTIMATED FISCAL IMPACT:

Increase Local Expenditures – Exceeds \$99,800/Permissive

Assumptions:

- Increasing bail under a presumption of flight risk will result additional local government expenditures to house offenders in jail for greater periods of time.
- The precise number of offenders arrested for these offenses who are determined to be unlawfully present in the United States and unable to make bail at a higher rate who would otherwise be able to make bail under current law cannot be determined.
- Based on information provided by the Comptroller of the Treasury, each offender who would have been released on bond under current practice, and is held for six months awaiting trial under this bill, will cost local governments approximately \$8,318. There will be 12 or more offenders held each year for an average of six months resulting in a permissive increase in local government expenditures exceeding \$99,816 (\$8,318 x 12).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

/jaw